

1 McGREGOR W. SCOTT  
2 United States Attorney  
3 MATTHEW THUESEN  
4 Assistant United States Attorney  
5 501 I Street, Suite 10-100  
6 Sacramento, CA 95814  
7 Telephone: (916) 554-2700  
8 Facsimile: (916) 554-2900

9  
10  
11 Attorneys for Plaintiff  
12 United States of America

13  
14 IN THE UNITED STATES DISTRICT COURT  
15 EASTERN DISTRICT OF CALIFORNIA

16  
17 UNITED STATES OF AMERICA, Plaintiff,  
18 v.  
19 JOSHUA WAYNE THOMPSON, Defendant.

20 CASE NO. 2:19-CR-236 MCE  
21 STIPULATION REGARDING EXCLUDABLE  
22 TIME PERIODS UNDER SPEEDY TRIAL ACT;  
23 ORDER  
24 DATE: August 20, 2020  
25 TIME: 10:00 a.m.  
26 COURT: Hon. Morrison C. England, Jr.

27 Plaintiff United States of America, by and through its counsel of record, and defendant, by and  
28 through defendant's counsel of record, hereby stipulate as follows:

29 1. By previous order, this Court set a status conference in this matter for August 20, 2020,  
30 and excluded time under the Speedy Trial Act through that date, pursuant to 18 U.S.C. § 3161(h)(7)(A),  
31 (B)(iv) (Local Code T4). DE 24.

32 2. By this stipulation, the parties request that this Court continue the status conference to  
33 September 3, 2020, and exclude time from August 20, 2020, through September 3, 2020, under 18  
34 U.S.C. § 3161(h)(7)(A), B(iv) (Local Code T4).

35 3. The parties agree and stipulate, and request the Court find, the following:  
36 a) The government has represented that the discovery associated with this case  
37 includes investigative reports and related documents, as well as several photographs, in  
38 electronic form, totaling approximately 149 pages. All of that discovery has been either produced

1 directly to counsel or made available for inspection and copying.

2 b) Counsel for defendant desires additional time to consult with her client, to review  
3 the current charge, to conduct investigation and research related to that charge, to review  
4 discovery, and to otherwise prepare for trial.

5 c) Counsel for defendant believes that failure to grant the above-requested  
6 continuance would deny her the reasonable time necessary for effective preparation, taking into  
7 account the exercise of due diligence.

8 d) The government does not object to the continuance.

9 e) Based on the above-stated findings, the ends of justice served by continuing the  
10 case as requested outweigh the interest of the public and the defendant in a trial within the date  
11 prescribed by the Speedy Trial Act.

12 ///

13 ///

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
2 et seq., within which trial must commence, the time period of August 20, 2020, to September 3,  
3 2020, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) (Local Code  
4 T4), because it results from a continuance granted by the Court at defendant's request on the  
5 basis of the Court's finding that the ends of justice served by taking such action outweigh the  
6 best interest of the public and the defendant in a speedy trial.

7 IT IS SO STIPULATED.

8  
9  
10 Dated: August 17, 2020

McGREGOR W. SCOTT  
United States Attorney

11  
12 /s/ MATTHEW THUESEN  
13 MATTHEW THUESEN  
14 Assistant United States Attorney

15 Dated: August 17, 2020

16 /s/ HANNAH LABAREE  
17 HANNAH LABAREE  
18 Counsel for Defendant  
19 Joshua Wayne Thompson

20  
21  
22  
23  
24  
25  
26  
27  
28  
**ORDER**

IT IS SO ORDERED.

Dated: August 18, 2020

  
22  
23 MORRISON C. ENGLAND, JR.  
24 SENIOR UNITED STATES DISTRICT JUDGE  
25  
26  
27  
28